

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

UNITED STATES OF AMERICA

*versus*

IBRAHEEM AL BAYATI

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4:20-CR-412-01

JUDGE KEITH ELLISON

**WAIVER OF APPEARANCE AT ARRAIGNMENT**

*TO THE HONORABLE KEITH ELLISON:*

Ibraheem Al Bayati asks to waive his appearance for arraignment on the indictment, and shows the following in support of this request:

1. Al Bayati is charged with two counts of making threats in an indictment filed on September 9, 2020. (Docket entry 1).
2. Federal Rule of Criminal Procedure 10(b) provides for a waiver of appearance at arraignment:
  - (b) Waiving Appearance. A defendant need not be present for the arraignment if:
    - (1) the defendant has been charged by indictment or misdemeanor information;
    - (2) the defendant, in a written waiver signed by both the defendant and defense counsel, has waived appearance and has affirmed that the defendant received a copy of the indictment or information and that the plea is not guilty; and
    - (3) the court accepts the waiver.
3. Al Bayati's executed waiver is attached to this pleading.

Respectfully submitted,

/s/ David Adler

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David Adler

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Attorney for Defendant,  
Ibraheem Al Bayati

CERTIFICATE OF SERVICE

This motion was served upon the government via e-mail on September 11, 2020.

/s/ David Adler

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David Adler